

UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

NATIONAL LABOR
RELATIONS BOARD,

Petitioner,

v.

FRASER PETROLEUM SERVICES, INC.
& FRASER ENGINEERING COMPANY,
INC.

Respondent.

Case No. 16-2234

**RESPONDENT’S ANSWER TO APPLICATION FOR ENFORCEMENT OF AN
ORDER OF THE NATIONAL LABOR RELATIONS BOARD**

Respondent Fraser Petroleum Services, Inc. and Fraser Engineering Company, Inc. hereby Answers the Application for Enforcement of an Order of the National Labor Relations Board. Respondent admits that the Petitioner is entitled to enforcement of its Order pursuant to the terms of the Stipulation, but continues to deny that it has violated the National Labor Relations Act. Respondent notes that the scope of the Order is expressly limited by the Stipulation, including but not limited to Section 8 of the Stipulation, entitled “Additional Consideration,” which provides

The parties agree that in the event that Respondent seeks to reduce the use of Respondent FPS employees performing Respondent FEC work, Respondent will provide the Union with notice and an opportunity to bargain to agreement or good-faith impasse over the proposed reduction. The parties agree that Respondent may assign Respondent FPS employees to Respondent FEC work without the obligation to give notice and an opportunity to bargain to the Union... Respondent’s compliance with the provisions of this paragraph will satisfy Respondent’s obligations set forth in Paragraphs (V)(1)(e) and (V)(2)(e) of the Order as described below.

Respectfully submitted,

FRASER PETROLEUM SERVICES, INC. AND
FRASER ENGINEERING COMPANY, INC.

By its attorneys,

/s/ Katherine D. Clark

Katherine D. Clark (Appeals Bar No. 1080333)

Kay H. Hodge (Appeals Bar No. 11284)

Stoneman, Chandler & Miller LLP

99 High Street, Suite 1601

Boston, MA 02110

Dated: October 20, 2016

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Certificate of Service

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic (NEF) and paper copies will be sent by first class mail, postage prepaid, to those indicated as non-registered participants on this date.

/s/ Katherine D. Clark
Katherine D. Clark

October 20, 2016